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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 038602/0402

Re patent application of

Peng Cho TANG *et al.*

Serial No.: 09/191,199

Group Art Unit: 1624

Filed: November 12, 1998

Examiner: B. Coleman

For: AZAINDOLE TYROSINE KINASE INHIBITORS (as amended)

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AMENDMENT AND REQUEST FOR RECONSIDERATION
UNDER 37 CFR § 1.111

Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a response to the Official Action dated January 22, 2003, in connection with the captioned application. Please amend the application as follows.

Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge Deposit Account No. 19-0741 for any such fees; and applicants hereby petition for any needed extension of time.

REMARKS

Applicants maintain that all of the provisional obviousness type double patenting rejections are improper for the following reasons. With respect to all of the rejections, the Examiner has not provided a proper argument that the claims of US Patent No. 6,486,185 and copending Application Nos. 09/899,550, 09/190,931, 10/076,140 and 10/157,007 render the present pending claims obvious. As stated in MPEP § 804 II B 1, it is incumbent on the Examiner to make the following clear: